

From: Dana Boomer <dana_boomer@yahoo.com>
To: 'Tim Cypher' <tim@allpermits.com>

Tuesday, Jun 8, 3:45 PM

Hi Tim,

After the public hearing on Friday, I still have a number of concerns regarding the Lively Project on M-72. These concerns revolve around the issues discussed by multiple neighbors, including noise, fire, trespassing, and parking.

- The Livelys are currently requesting that no impervious surface (asphalt/gravel) parking be required for Phase 1. This is in direct violation of the parking provisions of the Zoning Ordinance, and also raises additional fire concerns with hot vehicles being parked on grass during the dry summer months.
- There are a couple contradictions between the SUP application and the addendum document sent out prior to last week's public hearing. These pertain to parking and occupancy, and so should be resolved prior to approval:

** In the application, page 2, the occupancy of the pavilion is given at 133 people at 6' tables. In the addendum, page 4, the occupancy is given at 100 people at 5' tables.

** In the application, page 5, the internal capacity of the building is given as 250 people. In the addendum, page 4, the internal capacity is given at 180 people. On page 10 of the application, the internal capacity of the building is given at 175 people, and this is the number that is used to determine the parking spaces that are being proposed.

- The Livelys are currently requesting that there be no restrictions on number or size of events. This is concerning, not so much for the Lively's management, but for the fact that the PC and neighbors have no way of knowing who the property might be transferred to in the future. The PC can always expand the number or size of events that are allowed, but they can never decrease the number or set restrictions in the future, if no such restrictions are set now.

I would like to propose several conditions for the Lively Project SUP approval:

- The construction of a 6' fence on the east, south and west sides of the property, made of solid wood, chain link or woven wire. If chain link or woven wire are used, at least one line of trees will be present between the fence and the property line. No trespassing/do not cross signs shall be posted at least every 100' along the fence line.
- That all trees considered as screening for the property be present on the applicant property. Trees on neighboring properties will not be considered for screening purposes.

- That the south access easement be used only for emergency vehicle access, and be added to the final site plan for review by the Fire Chief.
- Quiet hours for all activities will be 7 am to 10 pm Sunday-Thursday, and 7 am-11 pm Friday and Saturday.
- The parking areas shall comply with all provisions of the Zoning Ordinance, including impervious surfaces and screening.
- That all recommendations of the Fire Chief be followed.
- That no campfires or communal fires be allowed during any time for which the DNR has prohibited open burning for Leelanau County or the National Weather Service has issued a burn-based red flag warning.
- That staff be on-site throughout all events and at any time when there are more than 15 camp sites occupied.
- Sound levels at the property line shall not exceed 60 db for more than 5 minutes at a time, and shall never exceed more than 70 db. These sound levels shall cover all activities on the property combined, including, but not limited to, camping and events.

Let me know if you have any questions.

Thank you,
Dana Boomer